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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attn:

Mail Stop Petition
Office of Petitions
Commissioner for Patents
US Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Re: US Patent No. 6,443,494
Petition to Accept Unintentionally Delayed Payment of
Maintenance Fee in an Expired Patent (37 CFR 1.378(c))

Sir:

Transmitted herewith is an executed Form SB66, i.e., a "Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent (37 CFR 1.378(c))" for US Patent No. 6,443,494, together with a Declaration by the patentee in support of said Petition.

The patentee respectfully requests that the Commissioner for Patents review and grant the enclosed Petition and that US Patent No. 6,443,494 be restored to active status.

Respectfully submitted,

August 31, 2012
date

Donald G. Lewis, Esq.
Registration No. 28636
Lewis Kohn & Fitzwilliam, LLP
10935 Vista Sorrento Parkway, Suite 370
San Diego, CA 92130
(858) 436 1331

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SEP 10 2012

**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF
MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))**

Docket Number (Optional)

641.41

Mail to: Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Fax: (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No. 6,443,494Application Number 09/589,950Issue Date 2002-09-03Filing Date 2000-06-08

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable

The above – identified patent

☐

Is a reissue of original Patent No. _____ original issue date _____

original application number _____

original filing date _____

☐

resulted from the entry into the U.S. under 35 U.S.C. 371 of international application _____

filed on _____

2012 SEP 10 PM 4:15

CERTIFICATE OF MAILING (37 CFR 1.89(a))

I hereby certify that this paper (*along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class main in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

8/31/12

Date

Rebecca Brown

Signature

Rebecca Brown

Typed or Printed Name of Person Signing Certificate

[page 1 of 3]

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

1. SMALL ENTITY

☒ Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

☐ Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g)

3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

| NOT Small Entity | | | Small Entity | | |
|-----------------------------------|-------------|--------|---|-------------|--------|
| Amount | Fee | (Code) | Amount | Fee | (Code) |
| <input type="checkbox"/> \$ _____ | 3 ½ yr fee | (1551) | <input type="checkbox"/> \$ _____ | 3 ½ yr fee | (2551) |
| <input type="checkbox"/> \$ _____ | 7 ½ yr fee | (1552) | <input checked="" type="checkbox"/> \$ 1425 | 7 ½ yr fee | (2552) |
| <input type="checkbox"/> \$ _____ | 11 ½ yr fee | (1553) | <input type="checkbox"/> \$ _____ | 11 ½ yr fee | (2553) |

MAINTENANCE FEE BEING SUBMITTED \$ _____

4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ 1640 (Fee Code 1558) must be paid as a condition of accepting unintentionally delayed payment of a maintenance fee.

SURCHARGE FEE BEING SUBMITTED \$ 1640

5. MANNER OF PAYMENT

☒ Enclosed is a check for the sum of \$ 3065☐ Please charge Deposit Account No. _____ the sum of \$ _____☐ Payment by credit card. Form PTO-2038 is attached.

6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

☒ The Director is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. 5050452012 SEP 10 PM 4:15
DIVISION
PTO

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

7. OVERPAYMENT

As to any overpayment made please

OR

☐

Credit to Deposit Account No. _____

☒

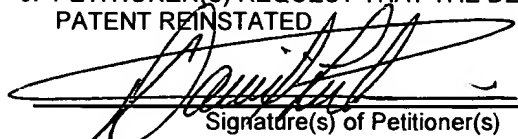
Send refund check

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

8. STATEMENT

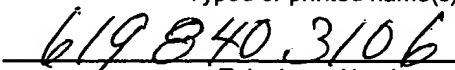
The delay in payment of the maintenance fee to this patent was unintentional.

9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED


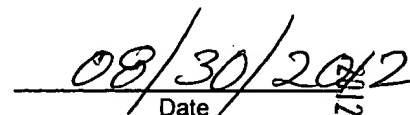
Signature(s) of Petitioner(s)

Daniel Lieberman Zajdman, President HoloWeb

Typed or printed name(s)



Telephone Number



Date

Registration Number, if applicable

3830 Valley Center Drive, Suite 705

Address

San Diego, CA 92130

Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

ENCLOSURES☒

Maintenance Fee Payment

☒

Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)

☒

Declaration in Support of Petition to Accept Unintentionally Delayed Payment of Maintenance Fee



US Patent No. 6,443,494

Attn:

Office of Petitions
Commissioner of Patents
US Patent and Trademark Office

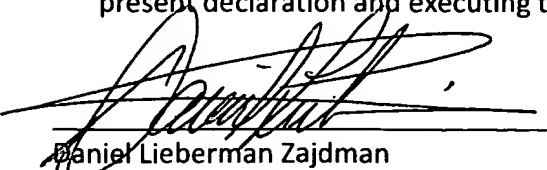
Re:

US Patent No. 6,443,494

**Declaration in Support of Petition to Accept Unintentionally Delayed
Payment of Maintenance Fee in an Expired Patent (37 CFR 1.378(c))**

In support of the attached Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent (37 CFR 1.378(c) and under penalty of perjury, I, Daniel Lieberman Zadman, declare that:

1. I am president of HoloWebs, LLC and have served continuously as president of HoloWebs, LLC since its organization in California on 03/05/1998, including the entire period subsequent to 04/10/2000, viz., the date on which US Patent No. 6,443,494 was assigned by its inventors, i.e., Ramon Bautista Perez-Salazar and myself, to HoloWebs, LLC (Reel/Frame: 010858/0018);
2. My duties as president of HoloWebs, LLC have continuously included, *inter alia*, responsibility for maintaining its assets, including US Patent No. 6,443,494;
3. I first learned of the failure of HoloWebs, LLC to pay the 7.5th year maintenance fee for US Patent No. 6,443,494 on August 21, 2012;
4. My failure and the failure of HoloWebs, LLC to pay the 7.5th year maintenance fee for US Patent No. 6,443,494 was unintentional;
5. Payment of said maintenance fee is being made herewith, together with filing the present petition, as soon as reasonably possible;
6. The business entity registration for HoloWebs, LLC with the California Secretary of State is presently suspended;
7. Action is presently being taken to restore the active status of said business entity registration; and
8. I have been advised by counsel that under California law, I, as president of HoloWebs, LLC, have continuing authority during this period of suspended business entity registration to act on behalf of HoloWebs, LLC for purposes of, *inter alia*, making the present declaration and executing the attached Petition.


Daniel Lieberman Zadman
President, HoloWebs, LLC

09/30/2012
date

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